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*Pro Hac Vice Application to be made
 forthwith*

Attorneys for Defendant
 SMS Systems Maintenance Services, Inc.

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

ORACLE AMERICA, INC., a Delaware
 corporation; ORACLE INTERNATIONAL
 CORPORATION, a Delaware corporation

Plaintiffs,

v.

SMS SYSTEMS MAINTENANCE SERVICES,
 INC., a Massachusetts corporation; and DOES 1–
 50,

Defendants.

Case No. 3:15-cv-05264-RS

**STIPULATION AND ~~[PROPOSED]~~
 ORDER MODIFYING CASE
 SCHEDULE**

1 WHEREAS, on November 18, 2015, the Court entered the Order Setting Initial Case
2 Management Conference and ADR Deadlines (Dkt. 7) providing for the following schedule:

- 3
- 4 • January 26, 2016: deadline for the parties to meet and confer regarding initial
disclosures, early settlement, and discovery plan
 - 5 • February 16, 2016: initial case management conference
- 6

7 WHEREAS, the Order Setting Initial Case Management Conference and ADR Deadlines
8 (Dkt. 7) states, “If the Initial Case Management Conference is continued, the other deadlines are
continued accordingly.”

9

10 WHEREAS, on December 2, 2015, the Clerk’s Notice (Dkt. 16) rescheduled the Initial
Case Management Conference to February 18, 2016, which effectively modified the deadline for
11 the parties to meet and confer regarding initial disclosures, early settlement, and discovery plan
12 to January 28, 2016;

13 WHEREAS, the parties have agreed to private mediation scheduled for January 27, 2016;

14 WHEREAS, the parties propose the following modification to the case schedule to
15 facilitate their mediation scheduled for January 27, 2016;

16 NOW, THEREFORE, the parties hereby stipulate, and ask the Court to order, as follows:

- 17
- 18 1. The deadline for the parties to meet and confer regarding initial disclosures and discovery
plan is modified to February 4, 2016.
 - 19 2. All deadlines not addressed here remain as previously ordered.
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1 DATED: January 22, 2016

MORGAN, LEWIS, & BOCKIUS LLP

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3 By: /s/ Thomas S. Hixson

4 Thomas S. Hixson
5 Attorneys for Plaintiffs
6 ORACLE AMERICA, INC. and
7 ORACLE INTERNATIONAL
8 CORPORATION

9
10 DATED: January 22, 2016

11 MOORE & VAN ALLEN, PLLC
12 - and -
13 JOSHUA KOLTUN, ATTORNEY

14
15 By: /s/ Joshua Koltun

16 Joshua Koltun
17 Attorneys for Defendant
18 SMS SYSTEMS MAINTENANCE
19 SERVICES, INC.

20
21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22
23 DATED: January 22, 2016

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Hon. Richard Seeborg
United States District Judge